

Docket No.: 13156-00058-US1
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Thorsten Johann et al.

Application No.: 10/584,758

Confirmation No.: 3499

Filed: June 27, 2006

Art Unit: 1797

For: PREPARATION OF BUTADIENE

Examiner: T. D. Dang

OK TO ENTER: /TD/ (08/04/2008)

REQUEST FOR RECONSIDERATION

MS Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In response to the Office Action dated April 28, 2008, Applicant respectfully requests that the above-identified patent application be reconsidered in view of the remarks which follow, that each of the presently pending claims be allowed, and that the application be passed to issue.

REMARKS

The Office has provisionally rejected claims 6-8 over claims 4-7 of co-pending application 10/584,785, claims 6-9 over claims 5-10 of co-pending application 10/584,783 and claims 6-9 over claim 7-18 of co-pending application 11/718,814. Applicants note that the present application was filed on June 27, 2006 and Application Nos. 10/584,785 and 10/584,783 and 11/718,814 were filed on July 17, 2006, June 28, 2006 and May 8, 2007, respectively, which is after the filing date of the present application.

If the non-statutory obviousness-type double patenting rejections are the only rejections remaining in this earlier filed application, Applicants respectfully request that the Office withdraw these rejections (see MPEP § 804(I)(i)).